

RESOLUTION NO. R-90-1305

RESOLUTION APPROVING ZONING PETITION NO. 88-83(A)
REZONING PETITION OF OLINDA DeLUCA, JR.
BY KIERAN J. KILDAY, AGENT

WHEREAS, the Board of County Commissioners, as the governing body, pursuant to the authority vested in Chapter 163 and Chapter 125, Florida Statutes, is authorized and empowered to consider petitions relating to zoning; and

WHEREAS, the notice and hearing requirements as provided for in Chapter 402.5 of the Palm Beach County Zoning Code have been satisfied; and

WHEREAS, Petition No. 88-83(A) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on February 22, 1990; and

WHEREAS, the Board of County Commissioners, sitting **as** the Zoning Authority, has considered the evidence and testimony presented by the applicant and other interested parties and the recommendations of the various county review agencies and the recommendations of the Planning Commission; and

WHEREAS, this approval is subject to Zoning Code Section 402.9 (Mandatory Review of Development Approvals) and other provisions requiring that development commence in a timely manner; and

WHEREAS, the Board **of** County Commissioners, sitting **as** the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements **of** the Comprehensive Plan and local land development regulations.

WHEREAS, 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE **BOARD** OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 88-83(A), the petition of OLINDA DeLUCA, **JR.**, BY KIERAN J. KILDAY, AGENT, for a REZONING FROM CS-SPECIALIZED COMMERCIAL ZONING DISTRICT & RM-MULTIPLE FAMILY RESIDENTIAL ZONING DISTRICT ENTIRELY TO CS-SPECIALIZED COMMERCIAL ZONING DISTRICT on a parcel of land beginning at a concrete monument on the south right-of-way line **of** Hypoluxo Road, at the point it intersects the west right-of-way line of Washington Avenue, replat of Greynolds Highlands, Plat Book 18, Page 58; Thence run south **1 Degree 42'17"** west along the Westerly right-of-way line of Washington Avenue for a distance of 220.00 feet to a concrete monument; Thence run west and along a line parallel to the southerly right-of-way line of Hypoluxo Road 150.00 feet to a concrete monument; Thence run north **1 Degree 42"17"** East along a line parallel to the westerly right-of-way line of Washington Avenue for a distance of **220.00** feet to a concrete monument in the south right-of-way line of Hypoluxo Road; Thence run east along the southerly right-of-way line of Hypoluxo Road for a distance of

150.00 feet to the point of beginning; **TOGETHER WITH:** lots 25 and 26, HYPOLUXO RIDGE, according to the plat thereof, as recorded in Plat Book 22, Page 48, located in Section 9, Township 45 south, Range 43 east and being located on the south side of Hypoluxo Road, east and west sides of Washington Avenue was approved on February 22, 1990 as advertised.

Commissioner Marcus moved for approval of the Resolution.

The motion was seconded by Commissioner Howard and, upon being put to a vote, the vote was as follows:

Carol J. Elmquist, Chair	--	Aye
Karen T. Marcus	--	Aye
Carol Roberts	--	Aye
Ron Howard	--	Aye
Carole Phillips	--	Aye

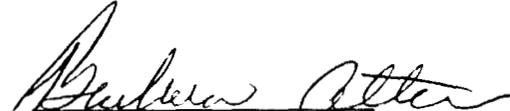
The Chair thereupon declared the resolution was duly passed and adopted this 7th day of August, 1990.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

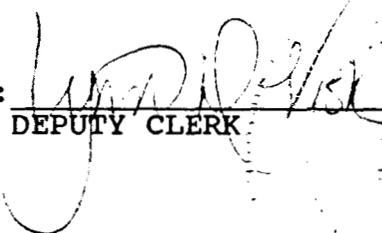
PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:


COUNTY ATTORNEY

BY:


DEPUTY CLERK

